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**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW JERSEY**

MARK F. DURFEE,	:	
	:	CIVIL ACTION NO.:
Plaintiff,	:	2:08-cv-02977 (KSH/PS)
	:	
vs.	:	
	:	
EQUINOX CAPITAL III, L.P.,	:	COMPLAINT AND JURY DEMAND
EQUINOX CAPITAL SBIC, L.P.,	:	
EQUINOX PARTNERS III, LLC,	:	
EQUINOX SBIC PARTNERS, LLC,	:	<u>Document Electronically Filed</u>
EQUINOX CAPITAL, INC.,	:	
EQUINOX SMU MANAGEMENT,	:	
LLC, EQUINOX SMU PARTNERS,	:	
LLC, SMU HOLDINGS, INC, SMU	:	
ACQUISITION CORP., EQUINOX	:	
EIC MANAGEMENT LLC,	:	
EQUINOX EIC PARTNERS, LLC,	:	NOTICE OF APPEARANCE
EIC ACQUISITION CORP., EIC	:	
HOLDING, INC., EIC SMU	:	
ACQUISITION CORP. and STEVEN	:	
C. RODGER,	:	
	:	
Defendants.		

Scott S. Flynn, Esq., of the law firm McElroy, Deutsch, Mulvaney & Carpenter, LLP, hereby enters an appearance in this matter on behalf of Plaintiff Mark F. Durfee.

Date: June 20, 2008

By: /s/ Scott S. Flynn
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